

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

IN RE:

OPENAI, INC.,

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This Document Relates To:

No. 1:23-cv-11195 (SHS) (OTW)

25-md-3143 (SHS) (OTW)

PLAINTIFFS' MOTION TO SEAL

Under paragraph 22 of the Stipulated Protective Order in this case (New York Times Dkt. 127), Plaintiffs The New York Times Company (“The Times”), Daily News, LP, et al. (“Daily News Plaintiffs”), and The Center for Investigative Reporting (“CIR”) (collectively the “News Plaintiffs”), respectfully seek to provisionally file under seal portions of their Supplemental Letter regarding OpenAI’s destruction of output log data. *See* Dkts. [28](#) (the MDL docket) and [545](#) (*The Times* docket) (sealed version). Public redacted versions of the letter have been filed as Dkts. [29](#) (the MDL docket) and [546](#) (*The Times* docket). The letter seeks a conference to discuss a discovery dispute—specifically, News Plaintiffs’ request to compel OpenAI to identify the output logs it has destroyed since The Times filed its Original Complaint on December 27, 2023. The News Plaintiffs seek to file portions of this letter under seal because it discusses documents and information that OpenAI has designated as Protected Discovery Material under the Protective Order. Dkt. 127 ¶ 22 (*The Times* docket). The letter also attaches as an exhibit a copy of a document designated as

Protected Discovery Material under the Protective Order. The News Plaintiffs do not affirmatively seek to seal any material. Under the Protective Order, OpenAI has five business days to file a statement of reasons for why the material should be sealed. *Id.* The News Plaintiffs will review OpenAI's filings, and if necessary, confer about any disagreement.

Dated: May 12, 2025

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